REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register:	28 October 1999
Name of applicant/court:	The District Court at Auckland
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	LL-N3F 24
Other Known Titles:	Photos\Hoskioki\LL-N3\LL-N3F 24
Director:	Not Applicable
Producer:	Not Applicable
Publisher:	Not Applicable
Author:	Not Applicable
Format:	Computer Image File
Country of Origin:	Not Applicable
Language:	Not Applicable

Components of film originally examined: Not Applicable.

Feature:	Running time:
Trailers:	Running time:
	Total Running time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

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Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

Direction to issue a label has been given on: Not Applicable.

SUMMARY OF THE REASONS FOR DECISION:

The computer image file entitled *LL-N3F 24* is classified as:
Objectionable.

The JPEG computer image file is one of a total 280 computer image files stored on a Jaz disk and submitted together. The file contains two full colour photographs and a short paragraph of text in three languages including English. The text sets the context for the two images, which explicitly depict an adult male engaged in sexual activity with a girl who presents as eight to ten years old. The text is narrated from the man's perspective, and refers to anilingus and anal intercourse in vernacular terms. The girl is described as enjoying the activity as much as he. One image depicts the naked girl holding the man's erect penis near her face. The image below depicts the girl straddling the male and fellating him while his face is between her buttocks.

The computer image file promotes and supports the exploitation of children for sexual purposes, deeming the publication objectionable under s3(2) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act). Given the characteristics of the publication, the Classification Office considers that the main purpose of the image file is the titillation or sexual arousal of adults with a prurient interest in children.

The JPEG image file format has significant implications for the intended or likely use of the publication. This digitised format allows for optimal reproduction qualities of photographic images. The format facilitates proliferation and wide distribution of images nationally and internationally among similarly oriented individuals, by private, electronic transmission to suitably equipped and networked computers.

Referring to New Zealand Bill of Rights Act 1990 issues, the application of s3(2) of the FVPC Act deems the publication objectionable. The limit on freedom of expression resulting from the classification is demonstrably justified and prescribed by law.

OFLC Ref: 9901362